

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

THE OFFICIAL COMMITTEE  
OF UNSECURED CREDITORS OF  
ALLEGHENY HEALTH, EDUCATION  
AND RESEARCH FOUNDATION,

Plaintiff,

v.

PRICEWATERHOUSE COOPERS,  
LLP,

Defendant.

2:00cv684

**Electronic Filing**

Judge David Stewart Cercone

Phase III

ORDER OF COURT

AND NOW this 21<sup>st</sup> day of September, 2006, upon consideration of the following: (1) Motion to Exclude Certain Testimony From PriceWaterHouseCoopers' Experts (**Document No. 94**) filed on behalf of the Official Committee of Unsecured Creditors of Allegheny Health, Education & Research Foundation (the "Committee"); (2) Motion to Preclude Certain Irrelevant and Unfounded Testimony Proffered by the Committee's Causation Experts (**Document No. 96**) filed on behalf of PricewaterhouseCoopers, L.L.P. ("PwC"); (3) Motion to Preclude Duplicative and Unreliable Expert Accounting Testimony (**Document No. 103**) filed on behalf of PwC; (4) Motion to Exclude Testimony Concerning Certain Damages Theories (**Document No. 106**) filed on behalf of PwC; the responses thereto, and the briefs and appendices filed therewith,

IT IS HEREBY ORDERED that the motions are **DENIED** without prejudice to file as motions *in limine* when so ordered by the Court prior to trial.

s/ David Stewart Cercone

David Stewart Cercone

United States District Judge

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